

1 the minority report, my remarks on Section 5.01.

2 THE CHAIRMAN: Are there any questions of the
3 minority spokesman with respect to Section 5.01 to Sec-
4 tion 5.11? If not, Delegate Bradshaw.

5 DELEGATE BRADSHAW: I would like to ask Dele-
6 gate Johnson whether or not his proposal would permit
7 continuation of the present system of appointing magis-
8 trates and judges of lower courts.

9 DELEGATE JOHNSON: To that I will answer abso-
10 lutely not. If we are going to have a unified District
11 Court, which I believe we all understand to be the lowest
12 court, on the lowest level, this would seem to me to
13 clearly do away with the Magistrate Court system as we have
14 it today. In other words, in the minority view it would
15 be impossible, I submit unconstitutional, to provide for
16 a major straight type court in some small county and not
17 provide for it in another county. We do not think this
18 can be done when you have a unified judicial system.

19 In other words, if your District Court system
20 is going to be uniform throughout the state and if that
21 is in fact the lowest court on the level from the